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Attorney Docket No. 06016/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Hiroshi SAWADA

Serial No. : 10/567,614

Filed : February 8, 2006

For : HYDRAULIC DRIVING CONTROL
DEVICE AND HYDRAULIC SHOVEL
WITH THE CONTROL DEVICE

Examiner : Not yet assigned

Art Unit : 3671

Confirm. No.: 2022

Customer No.: 01933

**INFORMATION DISCLOSURE STATEMENT
WITH STATEMENT UNDER 37 CFR 1.97(e)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of an Examination Report under Section 18(3),
dated December 18, 2006, issued in a counterpart U.K.
application;
- (2) Copy of the newly cited reference; and
- (3) Form PTO/SB/08A.

Said Examination Report is in English, thereby satisfying
the requirements for a concise explanation of relevance for any
non-English language publications cited therein
(MPEP 609.04(a) III).

CERTIFICATE OF FACSIMILE
TRANSMISSION

TO NO. 1-571-272-8300

TOTAL PAGES: 25

I hereby certify that this
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transmitted to the
Commissioner for Patents,
on the date noted below.

Glenn J. Hegstrom
Glenn J. Hegstrom

Dated: January 23, 2007

In the event that this Paper is late filed,
and the necessary petition for extension
of time is not filed concurrently
herewith, please consider this as a
Petition for the requisite extension of
time, and to the extent not tendered by
credit card payment, authorization to
charge the extension fee, or any other fee
required in connection with this Paper to
Account No. 06-1378.

GB 2171757 A, cited in the enclosed U.K. Search Report, corresponds to U.S. patent application No. 4,773,369 which was submitted to the USPTO with the Information Disclosure Statement filed February 8, 2006, concurrently with the filing of the original application papers. GB 2171757 A is listed on the attached Form PTO/SB/08A and a copy thereof is submitted herewith.

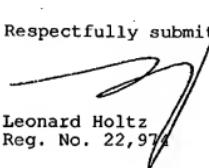
JP 06-101651 was previously submitted to the USPTO with the Information Disclosure Statement filed February 8, 2006. Another copy thereof is not supplied and it is not listed on the attached Form PTO/SB/08A.

STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of December 18, 2006. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

It is respectfully requested that the Examiner consider the present IDS and the prior IDS filed February 8, 2006, and that initialed copies of the Forms PTO/SB/08A be returned to indicate that the documents listed therein have all been considered and made of record.

Respectfully submitted,



Leonard Holtz
Reg. No. 22,974

Dated: January 23, 2007

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PTO/SB/08A (08-00)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Application Number		10/567,614	
		Filing Date		February 8, 2006	
		First Named Inventor		Hiroshi SAWADA	
		Group Art Unit		3671	
		Examiner Name		Not Yet Assigned	
Sheet	1	of	2	Attorney Docket Number	06016/LH

U.S. PATENT DOCUMENTS

Exam. Units*	Cite No ¹	Document Number	Kind Code ²	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion

FOREIGN PATENT DOCUMENTS

Exam. Units*	Cite No ¹	Offc ³	Document Number ⁴	Kind Code ⁵	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	T ⁶
		GB	2 171 757	A	KK KOMATSU SEISAKUSHO (JAPAN)	09-03-1986		

Examiner Signature: /Michael Leslie/ Date Considered: 04/10/2008

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.16). For a foreign patent document, enter the indication of the year of the reign or the Empire must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁵ Place a check here if English translation is attached.

DATE MAILED: January 23, 2007